renamed vessels have been registered in the name of his partner, Herr Jebsen.

The headquarters of the victualling fleet is at Antwerp. British dealers are benefiting greatly by the vast quantities of shipped from London and other English ports to the Russian vessels.

ATTAN READY TO GO ON. Premer Katsura Apparently Not Hopeful of Peace Now.

Special Cabin Despitch to THE SUN. Tokto, Feb. 25.—Prime Minister Katsura, in an address at a conference of Governors to-day, declared that Japan was prepared to conduct a second year of the war without misgivings. The balance of the war, he said, was immensely in Japan's favor. Russia recognized this, but nevertheless from the viewpoint of the Czar's Government it would be untimely for that country yet to seek peace

Baron Katsura asserted that Japan's resolution to prosecute the campaign with the utmost vigor and confidence was unchanged. He declared that Japan ought to exercise untiring energy in demonstrating her staying powers before the eyes of

JAPS TAKE THE AGGRESSIVE. Capture Beresneff Bill Southeast of Mukden. After Hard Fighting.

Special Cable Desputch to The Sun.
St. Petresbung, Feb. 25.—A telegram Sachetun says that the Japanese attacked Beresneff Hill, the base of the Russian position at Tsinhoehen, fifty-five miles southeast of Mukden, last night, and to-day with superior numbers, forcing one Russian detachment to abandon its base. The battle was desperate.

A later despatch from Gen. Sakharoff. Cen. Kuropatkin's chief of staff, says that the Japanese to-day attacked and captured Beresheff Hill. They assumed the offensive before Tanselin, but their attack at that point was repulsed.

Ged. Sakharod says. "The enemy had in position against Beresneff Hill sixteen mountain guns besides a field battery. The Russians evacuated the hill after a bayonet fight in which the Japanese were in considerably superior numbers. The Japanese advanced over the bodies of their own dead, over exploding surface mines and through barbed wire entanglements. Their losses were considerable, Ours have not yet been ascertained."

German Coal Steamer Captured.

Special Cable Despatch to THE SUN Tokio, Feb. 25.-A Japanese warship has captured the German steamship Severus. on its way to Vladivostok with a cargo of

HENRY WHITE RETURNS. Ambassador-to-Be to Italy-Others on the Philadelphia.

Henry White, Secretary to the American Embassy at London, arrived last night aboard the American liner Philadelphia from Liverpool and Queenstown. He will be appointed Ambassador to Italy. He said that he was not supposed to have official knowledge of his selection by President Roosevelt; that he was here on his customary sixty days leave of absence, but might be obliged to cut it short for official reasons, which doubtless relate to his duty as Ambassador to Italy. Mr. White said that Ambassador Choate was well and wouldteturn to New York in May.

her passengers by the Philadelphia the Right Rev. John Shanley, Bishop ergo, N. D.; David Fraser, war corident of the London Times; Reararal Chadwick, recently in command the South Atlantic squadron, now merged with the North Atlantic, and seventeen

students of Argentina, who are here to attend American universities and colleges. Mr. Fraser is on his way to Manchuria. He was with Kuroki several months before returning to England last fall. He was sceptical about the report that Japan had suggested settling the war on the terms suggested in the newspapers of yesterday. He said he believed the Japanese feeling was to fight to a finish now to prevent the recurrence of Russian attack in the near future.

The Japanese, he said, could defeat the The Japanese, it will be seen at Nuksians at Mukden and attack them at Vladivostok, and why should they "chuck it, "ip" under such circumstances? Anyhow, Mr. Fraser said, the Russian Government would not give up the fight until Kuropatkin got "a good hammering."

The young men of Argentina are a very bright looking lot. One is as blond as a Saxon. Although they are the sons of well had folks all but two will be educated

here, chiefly at Cornell, at the expense of Argentina. Some will become civil and electrical engineers, others will make specialty of agriculture and several will be

PRIZEFIGHT, POLICE SAY.

One Hundred and Seven Men Arrested in Raid on West Side Stable.

One hundred and seven prisoners made the bag when the police raided an alleged prizefight in a stable on Sixty-fourth street, west of West End avenue, at 11 o'clock last

For the past two weeks tickets announ ing that a smoker and stag would be held and high class talent would appear, admission \$1, have been circulating on the upper West Side. Capt. Cooney of the West Sixty-eighth street station got hold of one and planned to surprise the gathering.

A preliminary fight of ten rounds between two featherweights, Jack McCann and Dan Collin had taken place before the police arrived. They interrupted the sixth round of a scrap between two colored heavyweights, Paul Lightwood and Henry Ellam, which was scheduled to go ten rounds. A 24-foot ring had been roped off in the centre of the stable, with a large tarpsulin for a floor. The main bout of the evening, police say, was to have been a finish t between two West Side welterweights, fight between two West Side welterweights, Marty Reddy and Owney Flynn. Joe Smith, whose real name the police say is Joe Kellar, was acting as referee of the second fight, they allege, when they broke

second fight, they aliege, when they broke in the stable door with axes.

A panic broke out when the smashing began. Capt. Cooney had surrounded the building with reserves. Every coy who entered the place held his revolver in plain sight, and the Captain shouted the stable of the second stable of the s hat anybody who tried to get away would

The crowd swarmed up ladders to the them that their escape was cut off and all ndered. The patrol wagons from lest Forty-seventh street, West Sixty street, West 100th street and Central Park stations were speedily at hand, and the whole crowd was driven to the West Sixty-eighth street police station.

Princess Margaret Victoria to Wed.

Special Cable Despatch to THE SUN. London, Feb. 25 .- It is officially announced that Princess Margaret Victoria, the eldest daughter of the Duke of Connaught is betrothed to Prince Oscar, son of the Crown Prince of Sweden. The Prince and Princess were both born in

La Bregagne Signalled.

The steamship La Bretagne from Havre was in wireless communication at 8 o'clock last night with the Siasconset station. She was about fifty miles southeast of the Nantucket lightship and will reach ber dock early this morning.

RUSSIANS WHOLLY AT FAULT.

NO JUSTIFICATION FOR ATTACK ON BRITISH FISHING FLEET.

Russian Commissioner Alone Dissents From Boats Were Among the Trawlers -Admiral Rojestvensky Criticised.

Special Cable Despatches to THE SUN. PARIS, Feb. 25 .- The report of the international commission which investigated the action of the Russian Baltic fleet under Admiral Rojestvensky in firing on the Gamecock trawling fleet while passing through the North Sea on Oct. 22 last, two men and wounding several others, was made public at 3:30 o'clock this after-

The opinion of the majority of the commission is that there were no torpedo boats among the trawlers and that Admiral Rojestvensky's action in firing upon the fishing fleet was therefore unjustifiable. The Russian C mmissioner alone dissented on this point. He declares that in his opinion it was the hostile action of fishing vessels that caused the firing by the Russians.

The report reviews in detail the evidence which was taken at the hearings held here by the commission and approves the orders issued by Admiral Rojestvensky to his officers, previous to the departure of the fleet from Libau, for their guidance in case of attack.

The commission finds that the battleship were repulsed. They renewed the attack Kniaz Suvaroff, while passing the trawlers, noticed first a green flare and then the appearance of a suspicious vessel which was taken to be a torpedo boat. Admiral Rojestvensky thereupon gave orders to fire upon this doubtful craft. The report

"The act of firing on the fishing fleet when no torpedo boats were present was. in the opinion of the majority of the commission, unjustifiable. The Russian commissioner dissents from this opinion and holds that the action of unknown vessels was responsible for what happened. The guilty of hostile action.

that under the circumstances Admirai been received from the Russian Govern-Rojestvensky had good reason for con- ment. Officials of the Government do not tinuing his voyage, after discovering his display an attitude of impatience, although error, without stopping to render assistance | it is thought that Russia has had plenty of to the fishermen, express regret that he did not, while he was in the English Channel, inform the naval authorities of the neighing the entire affair from the San Francisco boring Powers that the trawlers needed

The last paragraph of the report points out that it was probably the arrival of States. State Department officials and belated Russian vessels that caused the Count Cassini, the Russian Ambassador. squadron to fire, and that the cessation of the firing was doubtless due to the Dmitri | be satisfactorily settled. Donskoi at last signalling her approach. Finally, the commissioners declare that there was nothing in what occurred to reflect upon the martial qualities or sentiments of bumanity of Admiral Rojestvensky and his staff.

LONDON, Feb. 25 .- The decision of the North Sea Commission came as a great surprise to Europe, especially England, after the apocryphal reports of the last few days. Great Britain could not have asked for a more complete indorsement four arbiters, including the representative of Russia's ally, France.

The concluding paragraph, in which the commissioners endeavor to soften the blow, causes more amusement than resentment by its obvious inconsistency. After condemning the Russian Admiral in all essential points, the report adds ingenuously that they intend no reflection on the humanity or professional skill of the commander of the marauding fleet. Nobody criticises this sop to the feelings of Admiral Rojestvensky by his brother sailors, notwithstanding the crude nature of their attempt at diplomatic phraseology.

The newspapers are figuring as to what will be the amount of the bill of the Dogger Bank Commission. The data is somewhat vague, but in view of the generous scale on which the case was prepared, it is computed that Great Britain and Russia will have to find together £30,000 for the expenses of the Paris proceeding alone.

LONDON, Feb. 26 .- The Sunday papers while welcoming the favorable report of the North Sea Commission on Great Britain's contentions, generally deplore its indefinite and contradictory terms, especially the last paragraph, which, in holding that there is no reflection on Admiral Rojestvensky's military efficiency or humanity precludes the likelihood of his punishment.

Otherwise the papers agree that since the affair was submitted to arbitration the finding is the most satisfactory solution which could be expected and upholds the entire British contention, notwithstanding the way it is worded in order not to wound Russian sensitiveness.

The Observer, while recognizing the fairness of the commission's intention, says it cannot be denied that the reference of the matter to arbitration has proved unsatisfactory, yet it cannot be doubted for a moment that England acted rightly in

agreeing thereto. The paper says: "We accept the result loyally, in good temper, for after all the whole world is agreed regarding the justice of our case." The Paris Temps, in pointing out certain contradictions in the report, says: "If no torpedo boats were on the scene, if the firing was not justified and if Admiral Rojestvensky was in error, logicians will ask how can his military capacity be unaffected? The finding is an equilibrist's performance, an artificial balancing; but what matter if in form it is honorable to both opponents? It has resulted in the

maintenance of peace." WASHINGTON, Feb. 25 .- Official information has reached Washington concerning the findings of the international board of inquiry on the North Sea incident. The cablegram received was very brief, but it indicated plainly that the decision was in favor of England and that Admiral Rojestvensky was considered by the board be in the wrong. Naval officers here who have followed the course of the inquiry closely concur with the decision.

New Zanzibar Treaty.

WASHINGTON, Feb. 25 .- A treaty relinquishing extra-territorial rights of American citizens in Zanzibar was signed to-day by Sir Mortimer Durand, the British Ambassador, and Secretary Hay. The action was taken in view of the extension of the British judicial system in Zanzibar and of Great Britain's guarantee that citizens of the United States shall have the same treatment as British subjects.

Fstate Swells After Testator's Death. The report of Frank E. O'Reilly, executor of the estate of Arthur J. Heaney, the Brooklyn pawnbroker and Democratic politician who died two years ago, shows that the estate has increased \$32,762.68 since the demise of the testator, making the total value at present \$885,821.61. Surrogate Church at present \$885,821.61. Su has passed the accounting.

IRTIAL LAW NOW AT BAKU. Rioting Went On Three Days-Porte Protests to Russin.

Special Cable Desputches to TRE SUN CONSTANTINOPLE, Feb. 25.—Reports from the Caucasus say that the whole region is seething with disaffection. In Batoum the Prefect of Police, a Cossack officer and This View-Report Says No Torpedo several merchants have been assassinated

recently. Armenians, Jews and others are aiding the strikers, who are apparently acting under orders from a secret committee at

St. Petersburg. The Porte has drawn the attention of the Russian Embassy here in a friendly manner to conditions at Batoum, where many Ottomans are seeking the protection of the Ottoman consulate. Many subjects of sinking one of the British vessels, killing the Sultan have been killed by Georgian

The Russian Embassy has promised that peremptory orders shall be given in the matter, but there has been no improvement

St. Petersburg, Feb. 25 .- Martial law has been declared at Baku, the centre of the oil industry on the Caspian Sea, where many persons have been killed in riots.

The inhabitants have been forbidden to leave their houses between 8 P. M. and 6 A. M. under penalty of a fine of 500 rubles or three weeks imprisonment. Detailed reports of the disorders at Baku

show that the feeling between the Mussul-

mans and the Armenians was greatly accentuated during the riots on Feb. 20, when thirty-five persons were killed or wounded. There was firing all day on Feb. 21, and the casualties on that day numbered 100. The bazaars and many shops were plun-

After serious disturbances on Feb. 22, the Armenian and Mussulman clergy embraced one another before the crowds, which then manifested willingness to be reconciled. After that things were quieter.

RUSSIA DELAYS HER REPLY.

Note on Officers Breaking Their Parole Remains Unanswered.

WASHINGTON, Feb. 25 .- Although it is nearly two weeks since the United States majority consider that the firing, even Government called the attention of Russia accepting the Russian version, was unduly to the fact that three officers of the Russian prolonged. The fishing fleet was in no way | cruiser Lena, interned at San Francisco, had broken their paroles by going back The commissioners, while recognizing to St. Petersburg, no response has yet time to send a response to our inquiry.

It is presumed that Russia is investigatend and that as soon as the Consul there makes his report to St. Petersburg an answer will be received by the United agree in the opinion that the matter will

CANAL BILL TO CONFERENCE. Senate Also Thus Disposes of the Statehood Measure.

WASHINGTON, Feb. 25.—The Senate this morning, in ten minutes, between 5:50 and 10 o'clock, disposed of the Statehood and Canal Zone bills by sending them to conference. Mr. Morgan withdrew opposition to both bills, and thus the only obstacle in the way was removed.

When the Senate met Mr. Morgan was the of her case than the report signed by the first Senator in his seat. It was fully expected that he would resume the filibustering speech he began last night. The House request for a conference on the Canal Zone bill was laid before the Senate. Mr. Morgan making no objection, President Frye proceeded to name the conferees, Messrs. Kittredge, Millard and Morgan. Mr. Morgan stated that his objection to the conti nuance of the Isthmian Canal Commission. which is abolished in the bill as passed by the House, precluded him from serving as a conferee. He was excused, and Mr. Gorman was appointed in his place.

The Statehood bill being laid before the Senate, Mr. Morgan said that he had made a speech last night at an embarrassing time. and with embarrassment to himself. He had labored under the impression that the opponents of the bill were bent upon preventing the appointment of a conference committee. As his speech had proceeded, he discovered that he was alone in his opposition, and that by further objection conference he was placing himself in the attitude of opposing his own side as well as the other. Nevertheless, said Mr. Moras the other. Nevertheless, said Mr. Morgan, there were portions of the bill against which he had rooted objections, and as he had not had a prior opportunity to discuss them he decided to go ahead. Having outlined his objections to the provisions conferring citizenship upon the Indians in Indian Territory, he had nothing further to say.

to say.

Instantly President Frye clinched the matter by appointing Messrs. Beveridge, Nelson and Bate as the conferees.

The fight on both the Canal and Statehood bills now takes place in the secrecy of conference. In one case the stumbling block is the preposition to abolish the Lather the preposition to a bolish the Lather the preposition to be a bolish the Lather the preposition that the p block is the proposition to abolish the Isth-mian Canal Commission, which the House proposes and the Senate opposes. In the ond case the chief contention is likely to be over the Bard amendment admitting New Mexico, which the Senate proposes and the House opposes as not going far

enough.

The Senate to-day passed a bill placing merchandise from the Canal Zone entering the United States on the same basis as merchandise from foreign countries

RIVER AND HARBOR BILL MESS. Number of Senate Amendments May Cause Measure's Fallure.

WASHINGTON, Feb. 25 .- The Senate Committee on Commerce worked on the River and Harbor bill to-day, considering amen dments offered by Senators. There is a big bunch of these and the committee is fearful

bunch of these and the committee is fearful that the bill will be so overloaded that it will fail to pass, or will fall in conference.

In spite of this, however, there is strong pressure for certain amendments, and several of these, carrying large sums, have been tentatively added to the bill. It is tacitly understood in the committee that some of the amendments inserted by the Senaté will be traded off in conference in case the House objects to the additions. In case the House objects to the additions.
One of the largest appropriations asked for is that of Senator Penrose, who wants the item of \$500,000 cash and \$750,000 conthe item of \$00,000 cash and \$750,000 contingent appropriation for the approaches to Philadelphia increased to \$1,000,000 cash and \$1,250,000 authorized, without requiring the State of Pennsylvania to appropriate an additional \$500,000

TSI AN'S GIFT TO ROOSEVELT. Dowager Empress of China Sends a Portrait of Herself.

WASHINGTON, Feb. 25.-Another likeness of the Dowager Empress of China has been presented to President Roosevelt. The State Department to-day received a large photograph from Minister Conger, in a gilt frame, which rests in a large box lined with

A week ago the Dowager Empress presented a huge portrait of herself. This gift, however, was to the Government. When the photograph was presented to Minister Conger for transmission, her Highness gave the Minister a smaller one for himself.

Army Appropriation Bill Passed. WASHINGTON, Feb. 25 .- The conference report on the Army Appropriation bill, disposing of that measure, was called up in the House to-day by Mr. Huli (Rep., Ia.) and agreed to.

CZAR MAKES ANOTHER FLOP.

DECIDES NOT TO SUMMON THE ZEMSKY SOBOR.

Said to Be Determined to Go On With the War-Europe Driven to Believe Another Blow Must Be Struck by Japan-Railway Strike Endangers Russian Army.

LONDON, Feb. 25.-Sufficient proof of the complete demoralization of the Russian Government is contained in the hopelessly contradictory "official" announcements telegraphed from St. Petersburg daily in succession during the current week. Thus THE SUN'S correspondent at St. Petersburg on Wednesday announced on M. Witte's authority the decision of the Czar not to summon a Zemsky Sober or any representative assembly. Times affirmed on Friday on the highest official authority that the Emperor would refer the decision of peace or war to a Zeinsky Sobor, which would be summoned immediately. The Sun's St. Petersburg correspondent to-day thus quotes the text of the Imperial refusal to convoke the Sobor on the advice of the Ministers.

"At a conference held on Feb. 24, by a special committee of Ministers, current events were under deliberation. A majority of the committee regarded the proposed convocation of the Zemsky Sobor (people's assembly) as impossible, in view of the many conditions that demand previous regularization."

There is no doubt of the official character of each of these announcements, but it does not follow that the latest will not be reversed next week.

It is a waste of time under such circumstances to make any estimate of what will be the next development of Russia's crisis. THE SUN'S St. Petersburg correspondent telegraphs to-night that all the latest reports of the Emperor's attitude represent him as grimly determined to carry on the war. This really signifies nothing beyond the present hour with a man of his character, or lack of character.

It is said he has been encouraged in the latest view by the provincial administrators, who are opposed to peace on account of the dangers incident to the return of the troops, who would reenforce the proletariat. It is even argued that it is safer to let the Japs kill or capture them than risk their presence in Russia. The Czar's latest attitude is, of course, a direct incitement to fresh assassination and other forms of

In regard to peace prospects European opinion, official and unofficial, finds itself driven to believe that still another blow of some nature will be necessary to force the purblind Russian Government to realize desperate situation which confronts The most imminent danger is the railroad strike. This movement will soon cut off all supplies for Manchuria, if it hasn'

already done so Irkutsk is the critical point at the present moment. THE SUN's correspondent telegraphs that all the railroad men there quit work and marched to the residence the Governor of Yenisei Province, which they found surrounded by troops. The Governor eventually received a deputation from the strikers and promised to reply to their demands, which included ol tical rights.

Advices from other points indicate that the railway movement is national. The men at all the railway centres are determine to paralyze the Government, and this alone will soon suffice to compel the authorities to sue for peace or sacrifice Gen. Kuropatkin's army.

Charges and countercharges that the peace rumors are due to efforts of each side to secure better terms and fresh loans deceive nobody. Peace is expected throughout Europe, if for no other reason, than because it is not regarded as conceivable a sane government would attempt to continue for any length of time a hopeless struggle in the face of the overwhelming difficulties which confront Russia at home and at the seat of war.

GORKI NOT RELEASED.

Ball Offered, but Gen. Trepoff Hesitates to Turn Him Loose.

Special Cable Despatch to THE SUN. St. Petersburg, Feb. 25 .- The Government has not yet released Maxim Gorki although on Thursday it was decided that the charge which will be pressed and which might carry a maximum penalty of four years imprisonment in the fortress permits bail, and the bail was fixed at 10,000 rubles. His friends then engaged in his nterest Sawa Timofeivitch Morosoff, the nillionaire Moscow manufacturer, who volunteered to give ball and his personal ecurity for Gorki's appearance for trial.

Morosoff and a friend of Gorki went esterday to give bail and were told that Governor General Trepoff was especially interested in the case and that he alone could decide whether bail could be ac-

cepted. Mme. Gorki saw Gen. Trepoff personally. He said: "You must have patience, because I will not liberate him till I know how he will act.'

Mme. Gorki said: "He is seriously ill. The prison doctor has found that his left lung is tuberculous. He also is suffering from articular rheumatism. His general

with grills, six feet apart, separating him and his friends, the governor of the prison standing between. The people holding conversation with Gorki thrust their heads through holes in the grills and see only Gorki's face, which shows that he is ill...

CONCESSIONS TO STRIKERS.

Nine Hour Day for Workmen in Government Railroad Shops. Special Cable Despatch to THE SUN.

St. Petersburg, Feb. 25 .- Prince Khilkoff, Minister of Railroad Communications, has issued a circular telegram conceding a nine hour day to all employees of the Government railroad workshops and making other concessions, such as reducing the interference of overseers. The circular has been posted at all rail-

road centres throughout the Empire.

No beauty can stand the disfigurement of bad teeth.

Take care of your teeth. Only The Senate committee adopted the For-aker amendment providing \$1,500,000 for tube contracts. This is an increase of

Liquid, Powder or Paste ASK YOUR DENTIST

CARUSO

GREATEST OF ITALIAN TENORS

Pronounces The PIANOLA "Almost Human"



CARUSO AS "THE DUKE" IN "RIGOLETTO."

Another Remarkable Tribute to "The Standard Piano-Player of the World"

THE AEOLIAN CO.

Gentlemen:

I have just heard the Pianola perform a difficult musical work, and the effects are not only musical and artistic, but simply astounding. The sudden changes from the most delicate pianissimos to fortissimo passages are almost human. When one considers that when the Pianola is equipped with the Metrostyle a novice is enabled to get the light and shade of an artist's interpretation of a great work, the Pianola really ceases to be mechanical. Wishing you every success,

Yours sincerely,

Signor Caruso writes from an intimate knowledge of his subject. Not only has he heard the Pianola play difficult compositions, but on the occasion of his last visit to Aeolian Hall he took special delight in singing some of the arias for which he is famous to the accompaniment of the Pianola. At the present time he has a Pianola in his apartments, using it in connection with a Weber Piano. He has expressed himself verbally with even greater enthusiasm than that shown in the above letter.

To-day there is not a vestige of doubt of the Pianola's place in art. It possesses in the Metrostyle a feature which is not even approximated in any other piano-player. This, and other important features possessed exclusively by the Pianola, have won for it the recognition and endorsement of the entire musical world, and have caused it to be accepted universally as the standard instrument of its class.

The Metrostyle Pianola may be purchased in the form of a cabinet adjustable to any piano, price \$250; or in the form of a Pianola Piano, a combination in a single instrument of an up ight piano of the highest type, and a complete Metrostyle Pianola. This new instrument is playable both by hand and by perforated music roll. Prices of the Pianola Piano, \$500 to \$1,000. On continual exhibition at Aeolian Hall.

THE AEOLIAN COMPANY, Acolian Hall, NEAR 34TH STREET

Also controlling the manufacture and sale of Weber, Steck, Wheelock and Stuyyesant Pianos

who died at Geneva, Switzerland, on June | after a life of honor and worthy labor." 15, 1902. Mrs. Delano was a daughter of Manager De Armond began the closing

to her in trust by her father. Under the terms of the partition judg- ness, hatred, vengefulness and malice. ment this will be divided as follows: Onesixth, or \$1,148,380, in three equal shares, of which John Hubert de Stuers, Margaret | ceeded to deliberate upon the articles of de Stuers Oberndorff and Hubert de Stuers | impeachment will receive one share each, or \$382,793.33 divided into eight parts, of which the eight | its legislative session. children of Mrs. Margaret Astor Chanler will receive one share each, or \$717,738 largely on legal technicalities and the method

Mrs. Margaret Astor Chanler's children on the articles of impeachment. are John Armstrong Chanler, whose share will go to the committee of his estate.

will go to the committee of his estate, Thomas T. Sherman; Winthrop A. Chanler, Elizabeth Winthrop Chapman, William A. Chanler, Lewis Stuyvesant Chanler, Margaret L. Chanler, Robert W. Chanler and Alide Beekman Emmet.

The Union Trust Company is trustee under the will for the bulk of the estate, much of which goes to the legatees only for life, their children or heirs at law being the subsequent inheritors. In the course of the taking of testimony it developed of the taking of testimony it developed that the old Astor family property known as the Cozine farm and gores is valued

at \$2,388,221. Mrs. Delano was the widow of Franklin from articular rheumatism. His general health is bad and further imprisonment might cause his death."

Gorki's friends do not expect his early liberation. The interviews with him occur

Mrs. Delano was the widow of Franklin H. Delano, from whom she inherited a large amount of property, including four lots on Fifth avenue, running from 341 to 347, inclusive. These are valued in the judgment at \$622,500. Her personal property in the property of erty amounted to \$1.672,570. property at Sixth avenue and Seventeenth street is appraised at \$920,447. All these

values represent their actual worth, all taxes paid, at the time of Mrs. Delano's On account of the impending birth of a child to one of Mrs. Delano's heirs, great efforts were made to rush the judgment through the courts before the interesting event shall occur, as such an addition would have necessitated, owing to legal forms, a complete trial of the whole suit. The record, as filed with Equity Clerk Newman, is the largest ever filed at any single time in the clerk's office of this county. The fee for filing was \$63, the largest ever reconved. The taxable costs of the suit received. The taxable costs of the suit alone amounted to over \$10,000, and the fees of the three executors under Mrs. Delano's will, John Jacob Astor, Warren Delano, Jr., and Franklin B. Lord, are nearly \$100,000.

PNEUMATIC TUBE SERVICE. Chairman of House Postal Committee

Against Extending It in New York. WASHINGTON, Feb. 25 .- Opposition in the House to increasing the appropriations in the post office bill will probably prevent extension of the pneumatic tube service in New York in the next fiscal year.

\$1,000,000 over the amount allowed by the House. A part of this increase, it is understood, was intended by the Senate to be expended in New York in accordance with the recommendation of Postmaster Willeox.

Chairman Overstreet of the House committee has announced his opposition to any further expenditures in New York at this time. His opposition will probably defeat the larger appropriation.

ASTOR MILLIONS DIVIDED

SWAYNE VOTE ON MONDAY,
Senate Hears Final Arguments in the Impeachment Case.

Washington, Feb. 25.—Final arguments in the Swayne impeachment case were made in the Senate to-day. Ex-Senator Thurston began at 10 o'clock and was dramatic in the Close of his argument, when he simply followed it. He was directed to do certain things, and these things he did. and the Expected Birth Would Have
Complicated Matters—Nearly Seven
Millions, Net, Divided Into 11 Parts.

In the close of his argument, when he pointed to Judge Swayne and asked the Senate to look upon him. "Sick, infirm, which was wished for was obtained. That, nearly threescore years of age," said Mr. A final judgment has been signed by Thurston, "conviction on impeachment Supreme Court Justice Bischoff partition- means to him a punishment worse than ing the estate left by Laura A. Delano, death. It means a stain upon his honor

William B. Astor. The total property argument for the prosecution at 12:40. passing under her will, after all the neces- He concluded at 2:22. after having desary deductions for expenses, &c., amounts livered a bitter arraignment of Judge to \$6,890,285, of which \$4,555,714 was left Swayne. He described him as a weak, vain, vicious Judge, inspired by bitter-On motion of Senator Fairbanks, the doors were closed and the Senate pro-

After discussing the case behind closed apiece, and five-sixths, or \$5,741,904, to be doors until 4 o'clock, the Senate resumed

The debate behind closed doors was

of procedure to be followed in voting Under the old rules each Senator arose in his seat and replied to this question by the presiding officer; "What say you? Is the respondent guilty or not guilty of a high

crime and misdemeanor, according to this article of impeachment?" It was decided by the Senate that this method of obtaining the verdict was too dow in view of the great number of Senators and the fact that a separate vote must be taken on each of the twelve article It was accordingly decided that the chair should state the question and order the

roll called. Each Senator as his name is called will rise and vote "guilty" or "not The Senate fixed 10 o'clock on Monday

morning as the hour for taking the vote and adjourned until 9:50 Monday morning. CITY BANK'S SIDE OF IT.

Congress Itself Imposed the Conditions of Custom House Sale. This statement was made for the National City Bank yesterday in regard to the striking out from the sundry civil bill the annual appropriation of \$130,000 which has been paid as rental to the bank

for the old Custom House: "The attitude of Congress is illogical and unjust. It gets up and shouts that a most iniquitous thing has been done by a former Secretary of the Treasury, Lyman J. Gage. As a matter of fact, Congress itself passed the law under which the old Custom House sale was provided for. It put into this

We do not desire to force the use of John Jameson

Irish Whiskey upon those who do not need it but when

Mankind passing down the line equires an absolutely PURE stimulant whose wonderful qualty has never been and never wilbe trifled with, we want it understood John Jameson's is the best and purest made.

was because of the provision that the bidder need not pay the price at once. Now Congress, which was itself responsible for the sale and the way in which that sale for the sale and the way in which that sale was conducted, arises and criticises the Secretary of the Treasury, who was only doing what Congress itself directed him to do. This is thoroughly unjust."

Mahogany Candlestick

With Antique Silver Top Exact reproduction of a very old piece that was brought from Bermuda. We

larger things in Furniture. Better work. fairer prices, more lasting satisfaction, are simply not obtainable. Schmitt Brothers,

give extra care to the little as well as to the

40 East 23d Street. MARRIED.

CLARK-OVERTON .- On Saturday, Feb. 25, 1905. by the Rev. Olin S. Roche, Edith May, daughter of Mr. and Mrs. Charles Bryant Overton. o Lieut. Charles Brooks Clark. Fifth Infantry.

DIED.

COOPER.—On February 25, at his residence, 12

North Washington Square, Edward Cooper
in the Sist year of his age.

Funeral services at Grace Church, Broadway
and Tenth street, on Tuesday, Feb. 28, at 10
10 o'clock A. M.

HENSHAW.—On Feb. 24, 1905, at her residence, 58 West 57th st., New York, after a brief illness, Amelia Nash Henshaw wife of the late John C. Henshaw and daughter of Edward Kellogy, in the 85th year of her age. Funeral services will be held at the home of her nephew, Edward Kellogg Dunham, 35 East 68th st., on Monday morning, Feb. 27, at half

LOGIE.-At Upper Montclair, N. J., Feb. 28, 1908, Elizabeth Martin, wife of William Logie.
Funeral on Tuesday, 28th inst., at Christian
Union Congregational Church, Upper Montclair, on arrival of 1:30 P. M. train Greenwood

Lake (Chambers street). Please omit flowers. McCURDY.—At her home in Wilmington, Del., on Friday morning, Feb. 24, Mrs. Elizabeth S. McCurdy, wife of the Rev. Thomas A. McCurdy.

McNAB .- Robert L. McNab, beloved brother of Margaret and William McNab, died on Peb. Funeral will take place from his late resides 422 East 14th st., on Monday, Feb. 27, at 2 P. M. NEUPELD.-Nicholas Neufeld, father of Rev.

Michael Neufeld.

Puneral Monday, Feb. 27, at 11 o'clock from St. Peter's Church, Rondout, N. Y. PAGE.—At Norwich Town, Conn., Feb. 25, Mary Fitch, widow of the late R. C. M. Page, M. D. Funeral at her late residence Monday, Feb. 27, at 2:30 P. M. Train from New York, N. Y. N. H. & H. R.R., 10 A. M.

PHILLIPS.—On Saturday, Feb. 25, Mary Virtue of 70 Sth ave., Brooklyn, and wife of the late John Francis Phillips, aged 65 years. Notice of funeral in Monday's paper. RIPLEY .- On Friday, Feb. 24, at his residence,

East 79th st., New York, Sidney Dillon Ripley.
Funeral services will be held at the Church of the Heavenly Rest. 5th av., near 45th et., on Monday, Feb. 27, at 10 A. M.

WALL.—On Friday, Feb. 24, 1905, at her residence. 229 West End av., Catherine Bernhardt, wife of William Francisco Wall.